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- (71) Applicant (for all designated States except US): MUTA-BILIS [FR/FR]; 156, Avenue Vaugirard, F-75730 PARIS CEDEX 15 (FR).
- (72) Inventor; and
- (75) Inventor/Applicant (for US only): ESCAICH, Sonia [FR/FR]; 13, Rue de Toul, F-75012 PARIS (FR).
- (74) Agents: PEAUCELLE, Chantal et al.; Cabinet ARMEN-GAUD AINE, 3, Avenue Bugeaud, F-75116 PARIS (FR).

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18 November 2004

For two-letter codes and other abbreviations, refer to the "Guidance Notes on Codes and Abbreviations" appearing at the beginning of each regular issue of the PCT Gazette.

(54) Title: PATHOGENICITY PROTEINS WHICH CAN BE USED AS TARGETS FOR DEVELOPING MEANS FOR PRE-VENTING AND CONTROLLING BACTERIAL INFECTIONS

(57) Abstract: The invention relates to a method for identifying and selecting a gene required for the proliferation in vivo of a pathogenic microorganism, comprising: using a strain of the pathogenic microorganism, generating mutants for inactivation in the genes encoding these factors, determining the virulence of these mutants on an expiremental model of infection, and their effect on enteric colonization in an axenic mouse model, and selecting the bacterial genes essential for resistance to serum in vitro, and essential, in the host, for dissemination in the serum. Application to the screening of compounds which inhibit the products of the genes identified, and to the inhibition in vitro of the proliferation of a pathogenic microorganism in serum.





A. CLASSIFICATION OF SUBJECT MATTER IPC 7 C12Q1/48 C07K14/245

C12Q1/02

C07K14/195

C12N15/31 C07K16/12 C12N15/01

C12N15/63

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Electronic data base consulted during the international search (name of data base and, where practical, search terms used)

EPO-Internal, WPI Data, BIOSIS, MEDLINE, CHEM ABS Data, Sequence Search, SCISEARCH

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Further documents are listed in the continuation of box C.	Patent family members are listed in annex.
*Special categories of cited documents: *A* document defining the general state of the art which is not considered to be of particular relevance *E* earlier document but published on or after the international filling date *L* document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified) *O* document referring to an oral disclosure, use, exhibition or other means *P* document published prior to the International filling date but later than the priority date claimed	 'T' later document published after the International filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention invention. 'X' document of particular relevance; the ctaimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone. 'Y' document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art. '&' document member of the same patent family
Date of the actual completion of the international search 30 July 2004	Date of mailing of the international search report 2 6 AUG 2004
Name and mailing address of the ISA European Patent Office, P.B. 5818 Patentlaan 2 NL - 2280 HV Rijswijk Tel. (+31-70) 340-2040, Tx. 31 651 epo nt, Fax: (+31-70) 340-3016	· Authorized officer Niemann, F



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INTERNATIONAL SEARCH REPORT



Box I	Observations where certain claims were found unsearchable (Continuation of item 1 of first sheet)	
This Inte	ernational Search Report has not been established in respect of certain claims under Article 17(2)(a) for the following reasons:	
1. 🔲	Claims Nos.: because they relate to subject matter not required to be searched by this Authority, namely:	•
2. X	Claims Nos.: 1-4,17,20 because they relate to parts of the International Application that do not comply with the prescribed requirements to such an extent that no meaningful International Search can be carried out, specifically: see FURTHER INFORMATION sheet PCT/ISA/210	
3.	Claims Nos.: because they are dependent claims and are not drafted in accordance with the second and third sentences of Rule 6.4(a).	•
Box II	Observations where unity of invention is lacking (Continuation of Item 2 of first sheet)	
This Inte	ernational Searching Authority found multiple inventions in this international application, as follows:	
	see additional sheet	
1. X	As all required additional search fees were timely paid by the applicant, this International Search Report covers all searchable claims.	· · ·
2.	As all searchable claims could be searched without effort justifying an additional fee, this Authority did not invite payment of any additional fee.	
3.	As only some of the required additional search fees were timely paid by the applicant, this International Search Report covers only those claims for which fees were paid, specifically claims Nos.:	
.4.	No required additional search fees were timely paid by the applicant. Consequently, this International Search Report is restricted to the invention first mentioned in the claims; it is covered by claims Nos.:	
Remark	The additional search fees were accompanied by the applicant's protest. X No protest accompanied the payment of additional search fees.	

FURTHER INFORMATION CONTINUED FROM PCT/ISA/ 210

Continuation of Box I.2

Claims Nos.: 1-4,17,20

Present claims 1-2 relate to a method for identifying and selecting a gene required for the proliferation in vivo of a pathogenic microorganism, whereas the application provides support within the meaning of Article 6 PCT and disclosure within the meaning of Article 5 PCT for none of such methods. In the present case, the claims so lack support, and the application so lacks disclosure, that a meaningful search is impossible.

Present claims 3-4 relate to mutant nucleic acids for inactivation of the virulence genes as implemented in the method according to claim 1 or 2 and to mutant nucleic acids which are sensitive to serum avirulent in mice model and able to colonize gut of axenic mice, whereas the application provides support within the meaning of Article 6 PCT and disclosure within the meaning of Article 5 PCT for none of such mutant nucleic acids. Furthermore the meaning of claims 3-4 is unclear. In the present case, the claims so lack support and clarity, and the application so lacks disclosure, that a meaningful search is impossible.

Present claims 17,20 relate to a compound defined by reference to a desirable characteristic or property, namely being capable of inhibiting the activity, or of reducing the amount, of pathogenicity or virulence target.

The claims cover all compounds having this characteristic or property, whereas the application provides support within the meaning of Article 6 PCT and disclosure within the meaning of Article 5 PCT for none of such compounds. In the present case, the claims so lack support, and the application so lacks disclosure, that a meaningful search is impossible. Independent of the above reasoning, the claims also lack clarity (Article 6 PCT). An attempt is made to define the compound by reference to a result to be achieved. Again, this lack of clarity in the present case is such as to render a meaningful search impossible.

The applicant's attention is drawn to the fact that claims relating to inventions in respect of which no international search report has been established need not be the subject of an international preliminary examination (Rule 66.1(e) PCT). The applicant is advised that the EPO policy when acting as an International Preliminary Examining Authority is normally not to carry out a preliminary examination on matter which has not been searched. This is the case irrespective of whether or not the claims are amended following receipt of the search report or during any Chapter II procedure. If the application proceeds into the regional phase before the EPO, the applicant is reminded that a search may be carried out during examination before the EPO (see EPO Guideline C-VI, 8.5), should the problems which led to the Article 17(2) declaration be overcome.

information on patent family members

International Application No

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